

INDIVIDUAL ESTATE ASSET CASES
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ASSET CASES

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Case No.: 16-70245
Case Name: TOTAL OPERATING, LLC
For the Period Ending: 09/30/2019

Trustee Name: Shawn K. Brown
Date Filed (f) or Converted (c): 07/30/2016 (f)
§341(a) Meeting Date: 08/30/2016
Claims Bar Date: 12/15/2016

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA =§ 554(a) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
1	Bank Funds-FSB Chico	\$33,938.20	\$41,880.96	\$41,880.96	FA
2	SemGroup shares-15 (u)	\$0.00	\$848.76	\$372.66	\$476.10
3	Triumph Savings Bank escrow and cash reserves	\$32,912.84	\$0.00	\$0.00	FA
Asset Notes: Factored A/R					
4	IPFS Corp-Insurance Finance Company	\$24,583.12	\$24,583.12	\$2,444.48	FA
5	Republic Services utility deposit	\$750.00	\$750.00	\$0.00	FA
6	Capital One account 2370 (overdrawn)	\$0.00	\$0.00	\$0.00	FA
7	Capital One savings account 2389	\$12.03	\$12.03	\$0.00	FA
8	Accounts receivables	\$25,511.00	\$50.00	\$50.00	FA
9	Uninvoiced accounts receivables	\$75,000.00	\$0.00	\$0.00	FA
10	Office furniture	\$1,517.00	\$0.00	\$833.03	FA
11	Office equipment	\$22,754.00	\$0.00	\$271.01	FA
12	Vehicles and equipment	\$1,008,500.00	\$0.00	\$452,043.62	FA
13	Office trailer	\$19,292.00	\$0.00	\$0.00	FA
14	Storage building	\$0.00	\$0.00	\$0.00	FA
15	Employee loans Cuellar and Villegas	\$3,616.68	\$3,616.68	\$0.00	FA
16	Lawsuit vs. Allens and Brickley	\$1,000,000.00	\$100,000.00	\$0.00	\$100,000.00
17	Capital One Credit Card credit balance #4699 (u)	\$0.00	\$42.83	\$42.83	FA
17	Capital One Credit Card credit balance #4699 (u)	\$0.00	\$42.83	\$0.00	FA
18	Post petition rent for 3 F-250 Trucks (u)	\$0.00	\$2,079.00	\$2,079.00	FA
19	ADT Security Refund (u)	\$0.00	\$195.98	\$195.98	FA
20	Insurance refund-Travelers (u)	\$0.00	\$16,740.00	\$16,740.00	FA
Asset Notes: Letter 3.14.17					
21	Claims against Jacob Waters and Barrett Dean (u)	\$0.00	\$55,000.00	\$0.00	\$55,000.00
Asset Notes: Value does not include 10% interest in Reticulum claims per compromise Dkt# 134 and #156. If appeal by defendants is successful, claims will continue to be pursued by Friedman & Fieger LLC., Special litigation counsel per order Dkt# 225.					
22	Caterpillar credit refund (u)	\$0.00	\$14.78	\$14.78	FA

INDIVIDUAL ESTATE ASSET CASE REPORT
ASSET CASES

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TOTALS (Excluding unknown value)

\$2,248,386.87\$245,856.97\$516,968.35Gross Value of Remaining Asset\$155,476.10

Major Activities affecting case closing:

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10/23/2019 ASSETS ARE VEHICLES, EQUIPMENT, A/R, CASH, CHAPTER 5 ACTIONS AND LITIGATION CLAIMS

UPDATE 10.13.16-AUCTION SALE APPROVED AND PROCEEDING 10.13.16.

UPDATE 5.17.17-AUCTION CONCLUDED. LITIGATION PENDING. POTENTIAL CHAPTER 5 ACTIONS BEING ANALYZED.

UPDATE 10.24.17-LITIGATION PENDING. CHAPTER 5 ACTIONS BEING REVIEWED BY CPA.

UPDATE 4.11.18-HEARING ON SALE OF CAUSES OF ACTION SCHEDULED FOR APRIL 19, 2018.

UPDATE 10.16.18-SALE OF CLAIMS ORDER IS ON APPEAL. SPECIAL COUNSEL HAS BEEN ENGAGED TO PURSUE LITIGATION PENDING OUTCOME OF APPEAL.

UPDATE 4.24.19 – ORDER ON SALE OF CLAIMS TO RETICULUM WAS UPHELD ON APPEAL. TRUSTEE HAD INITIATED AN ADVERSARY CASE AGAINST RETICULUM PENDING THE OUTCOME OF THE APPEAL, AND THAT CASE SHALL REMAIN PENDING UNTIL A RESOLUTION IS REACHED ON RETICULUM'S COMPLIANCE WITH THE SALE OF CLAIMS ORDER. THE TRUSTEE'S LAWSUIT AGAINST INSIDERS JACOB WATTERS AND BARRETT DEAN HAS BEEN STAYED DUE TO THE CHAPTER 7 BANKRUPTCY FILING OF ONE OF THE DEFENDANTS, IN RE WILLIAM BERRY DEAN, III, BANKR. N.D. TEX. 19-31232.

UPDATE 10.23.19-LITIGATION WITH RETICULUM MANAGEMENT RESOLVED. CLAIMS OBJECTIONS IN PROCESS. TAX COMPLIANCE IN PROCESS.

MAJOR ACTIVITIES:

SECURE PROPERTY-DONE
SECURE DOCUMENTS AND DATA-DONE

CLAIMS BAR DATE SET: 9.16.16
CLAIMS REVIEW DATE: 7.30.18
CLAIMS OBJECTIONS FILED DATE: 7.30.18
FINAL ALLOWANCE DATE:

SUBTOTALS \$0.00 \$0.00

INDIVIDUAL ESTATE ASSET CASES
PROPERTY REPORT

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Case No.: 16-70245
Case Name: TOTAL OPERATING, LLC
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Date Filed (f) or Converted (c): 07/30/2016 (f)
§341(a) Meeting Date: 08/30/2016
Claims Bar Date: 12/15/2016

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EMPLOY CPA: DONE

TAX RETURN 505 LETTER SENT DATE: 2016 and 2017 sent 7.31.18

PROMPT DETERMINATION RECEIVED DATE:

PREFERENCE/FRAUDULENT TRANSFER REVIEW

TFR PREPARED AND SENT TO UST DATE:

TFR APPROVED AND FILED DATE:

FEE APPLICATIONS FILED DATE:

TFR FINAL AND CHECKS MAILED DATE:

ZERO BALANCE DATE:

TDR SENT TO UST DATE:

TDR FILED DATE:

Initial Projected Date Of Final Report (TFR): 12/31/2020

Current Projected Date Of Final Report (TFR):

/s/ SHAWN K. BROWN

SHAWN K. BROWN

CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 1

Case No. 16-70245
Case Name: TOTAL OPERATING, LLC
Primary Taxpayer ID #: **..***0017
Co-Debtor Taxpayer ID #:
For Period Beginning: 10/01/2018
For Period Ending: 09/30/2019

Trustee Name: Shawn K. Brown
Bank Name: Independent Bank
Checking Acct #: *****0245
Account Title:
Blanket bond (per case limit): \$300,000.00
Separate bond (if applicable): \$410,000.00

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
08/18/2016	(8)	MELISSA COWLEY	A/R	1121-000	\$50.00		\$50.00
08/18/2016	(17)	CAPITAL ONE BANK	Credit balance card #4699	1221-000	\$42.83		\$92.83
08/31/2016		Integrity Bank	Bank Service Fee	2600-000		\$0.06	\$92.77
09/02/2016	(1)	FIRST STATE BANK CHICO	Bank funds turnover	1129-000	\$41,880.96		\$41,973.73
09/13/2016	(2)	SEMGROUP	STOCK DIVIDEND	1223-000	\$6.75		\$41,980.48
09/13/2016	(18)	WH OPERATING LLC	RENT FOR 3 F-250 TRUCK LEASES	1229-000	\$2,079.00		\$44,059.48
09/30/2016		Integrity Bank	Bank Service Fee	2600-000		\$56.47	\$44,003.01
09/30/2016	2001	Clerk, US Bankruptcy Court	Certified copy	2700-000		\$11.50	\$43,991.51
10/05/2016	(2)	SemGroup	Stock account	1223-000	\$42.06		\$44,033.57
10/10/2016	(2)	SEMGROUP	STOCK DIVIDEND	1223-000	\$323.85		\$44,357.42
10/26/2016	(19)	ADT SECURITY SERVICES	Refund	1290-000	\$195.98		\$44,553.40
10/31/2016		Integrity Bank	Bank Service Fee	2600-000		\$71.39	\$44,482.01
11/07/2016		ROSEN SYSTEMS INC.	AUCTION SALE PROCEEDS	*	\$451,197.66		\$495,679.67
	{10}		\$833.03	1129-000			\$495,679.67
	{11}		\$271.01	1129-000			\$495,679.67
	{12}		\$450,093.62	1129-000			\$495,679.67
11/14/2016	2002	Operating Capital LLC	Administrative rent per order	2410-000		\$8,000.00	\$487,679.67
11/30/2016		Integrity Bank	Bank Service Fee	2600-000		\$608.55	\$487,071.12
12/21/2016	2003	Rosen Systems, Inc.	Auctioneer expenses-Order DE# 68	3620-000		\$24,472.12	\$462,599.00
12/31/2016		Integrity Bank	Bank Service Fee	2600-000		\$780.52	\$461,818.48
01/26/2017	2004	George Adams and Co Ins. Agency LLC	Separate bond payment	2300-000		\$693.00	\$461,125.48
01/31/2017		Integrity Bank	Bank Service Fee	2600-000		\$744.88	\$460,380.60
02/28/2017		Integrity Bank	Bank Service Fee	2600-000		\$670.70	\$459,709.90
03/29/2017	2005	Capital One, National Association	Order DE# 79	4210-000		\$65,253.06	\$394,456.84
03/31/2017		Integrity Bank	Bank Service Fee	2600-000		\$738.09	\$393,718.75

SUBTOTALS

\$495,819.09

\$102,100.34

CASH RECEIPTS AND DISBURSEMENTS RECORD

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Case No. 16-70245
Case Name: TOTAL OPERATING, LLC
Primary Taxpayer ID #: **..***0017
Co-Debtor Taxpayer ID #:
For Period Beginning: 10/01/2018
For Period Ending: 09/30/2019

Trustee Name: Shawn K. Brown
Bank Name: Independent Bank
Checking Acct #: *****0245
Account Title:
Blanket bond (per case limit): \$300,000.00
Separate bond (if applicable): \$410,000.00

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
04/11/2017	(20)	TRAVELERS PROPERTY CASUALTY	Premium refund	1229-000	\$16,740.00		\$410,458.75
04/30/2017		Integrity Bank	Bank Service Fee	2600-000		\$630.24	\$409,828.51
05/18/2017	(12)	Rosen Systems, Inc.	Sale proceeds trailer	1129-000	\$1,950.00		\$411,778.51
05/31/2017		Integrity Bank	Bank Service Fee	2600-000		\$609.75	\$411,168.76
06/30/2017		Integrity Bank	Bank Service Fee	2600-000		\$591.10	\$410,577.66
07/13/2017	2006	Rosen Systems, Inc.	Expenses Order DE# 115	3620-000		\$377.54	\$410,200.12
07/31/2017		Integrity Bank	Bank Service Fee	2600-000		\$609.67	\$409,590.45
08/07/2017	(4)	IPFS CORPORATION	Unearned premium refund-DEPOSIT RETURNED-NOT AUTHORIZED-PREVIOUSLY PAID BY TRAVELERS.	1121-000	\$3,119.48		\$412,709.93
08/21/2017	(4)	DEP REVERSE: IPFS CORPORATION	Unearned premium refund-DEPOSIT RETURNED-NOT AUTHORIZED-PREVIOUSLY PAID BY TRAVELERS.	1121-000	(\$3,119.48)		\$409,590.45
08/28/2017	(4)	IPFS CORPORATION	REFUND	1121-000	\$2,444.48		\$412,034.93
08/31/2017		Integrity Bank	Bank Service Fee	2600-000		\$608.99	\$411,425.94
09/30/2017		Integrity Bank	Bank Service Fee	2600-000		\$591.47	\$410,834.47
10/31/2017		Integrity Bank	Bank Service Fee	2600-000		\$610.31	\$410,224.16
11/30/2017		Integrity Bank	Bank Service Fee	2600-000		\$589.74	\$409,634.42
12/13/2017	2007	George Adams and Co Ins. Agency LLC	Separate bond payment-Invoice 2822 1/25/18-1/25/19	2300-000		\$693.00	\$408,941.42
12/31/2017		Integrity Bank	Bank Service Fee	2600-000		\$608.09	\$408,333.33
01/31/2018		Integrity Bank	Bank Service Fee	2600-000		\$606.59	\$407,726.74
02/28/2018		Integrity Bank	Bank Service Fee	2600-000		\$547.07	\$407,179.67
03/31/2018		Integrity Bank	Bank Service Fee	2600-000		\$604.88	\$406,574.79
04/30/2018		Integrity Bank	Bank Service Fee	2600-000		\$584.49	\$405,990.30
05/01/2018	(22)	CATERPILLAR	Credit balance refund	1290-000	\$14.78		\$406,005.08
05/31/2018		Integrity Bank	Bank Service Fee	2600-000		\$603.13	\$405,401.95

SUBTOTALS

\$21,149.26

\$9,466.06

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 16-70245
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For Period Beginning: 10/01/2018
For Period Ending: 09/30/2019

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Separate bond (if applicable): \$410,000.00

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Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
06/30/2018		Integrity Bank	Bank Service Fee	2600-000		\$582.82	\$404,819.13
07/31/2018		Integrity Bank	Bank Service Fee	2600-000		\$601.38	\$404,217.75
08/05/2018		Independent Bank	Bank Service Fee	2600-000		\$96.86	\$404,120.89
08/06/2018		Independent Bank	Bank Service Fee	2600-000		(\$96.86)	\$404,217.75
08/31/2018		Independent Bank	Bank Service Fee	2600-000		\$7,073.81	\$397,143.94
09/05/2018		Independent Bank	Bank Service Fee	2600-000		(\$7,073.81)	\$404,217.75
09/06/2018		Independent Bank	Bank Service Fee	2600-000		\$600.79	\$403,616.96
01/04/2019	2008	George Adams and Co Ins. Agency LLC	Bond renewal-reduced \$410,000	2300-000		\$615.00	\$403,001.96

TOTALS:	\$516,968.35	\$113,966.39	\$403,001.96
Less: Bank transfers/CDs	\$0.00	\$0.00	
Subtotal	\$516,968.35	\$113,966.39	
Less: Payments to debtors	\$0.00	\$0.00	
Net	\$516,968.35	\$113,966.39	

For the period of 10/01/2018 to 09/30/2019

Total Compensable Receipts:	\$0.00
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$0.00
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$615.00
Total Non-Compensable Disbursements:	\$0.00
Total Comp/Non Comp Disbursements:	\$615.00
Total Internal/Transfer Disbursements:	\$0.00

For the entire history of the account between 08/18/2016 to 9/30/2019

Total Compensable Receipts:	\$516,968.35
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$516,968.35
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$113,966.39
Total Non-Compensable Disbursements:	\$0.00
Total Comp/Non Comp Disbursements:	\$113,966.39
Total Internal/Transfer Disbursements:	\$0.00

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Case No. 16-70245
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1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSE	ACCOUNT BALANCES
	\$516,968.35	\$113,966.39	\$403,001.96

For the period of 10/01/2018 to 09/30/2019

Total Compensable Receipts: \$0.00
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$0.00
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$615.00
Total Non-Compensable Disbursements: \$0.00
Total Comp/Non Comp Disbursements: \$615.00
Total Internal/Transfer Disbursements: \$0.00

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Total Comp/Non Comp Disbursements: \$113,966.39
Total Internal/Transfer Disbursements: \$0.00

/s/ SHAWN K. BROWN

SHAWN K. BROWN